GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

EFS&T Department - Diversion of 0.46 ha. of forest land i.e., 0.35 ha. in Compt. No.390 of Mocherla RF and 0.11 ha. in Compt.No.382 of Kullurupadu RF of Ongole Range, Giddalur Division, Prakasam District for Railway Tripling and Electrification line between Vijayawada-Gudur, in favour of the Project Director, Rail Vikas Nigam Ltd., Vijayawada – Final (Stage-II) approval accorded.

ENVIRONEMNT, FORESTS, SCIENCE & TECHNOLOGY (Section-II) DEPARTMENT

G.O.Ms.No.48 **Dated.20.07.2022**

Read the following:-

1)From PCCF & HoFF, Lr.Ref.No.EFS02-15024/2/2018/FCA-SEC/PCCF/FCA-1,dated:06.08.2020.
2)State Govt.Lr.No.1368/Section-II/2020, EFS&T (Sec.II) Dept., dated.28.10.2020.
3)From GoI, MoEF&CC, IRO, Vijayawada, Lr.F.No.4-APB104/2020-VIJ/5,dated.22.12.2020.
4)Govt.Memo.No.1368/Section-II/2020, EFS&T (Sec.II) Dept., dated.28.12.2020.
5)From PCCF & HoFF, Lr.Ref.No.EFS02-15024/2/2018-FCA SEC-PCCF/FCA-3,dated:05.05.2022.
6)State Govt., Lr.No.1368/Sec.II/2020/(1209387), EFS&T(Sec.II) Dept., dated.15.06.2022.
7)From GoI, MoEF&CC, IRO, Vijayawada, Lr.F.No.4-APB104/2020-VIJ/449, Dt.27.06.2022.

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ORDER:

In the letter first read above, the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, has submitted a proposal under Forest (Conservation) Act, 1980, for diversion 0.46 ha. of forest land i.e., 0.35 ha. in Compt. No.390 of Mocherla RF and 0.11 ha. in Compt.No.382 of Kullurupadu RF of Ongole Range, Giddalur Division, Prakasam District for Railway Tripling and Electrification line between Vijayawada-Gudur, in favour of the Project Director, Rail Vikas Nigam Ltd., Vijayawada and requested to consider the proposal and forward the same to the Government of India, Ministry of Environment, Forests & Climate Change, Regional Office, Chennai for according Stage-I approval.

2. In the letter 2nd read above, the proposal of the Principal Chief Conservator of Forests & Head of Forest Force, was sent to Government of India, Ministry of Environment & Forests, Regional Office, Chennai, for its approval under Section-2 of Forest (Conservation) Act, 1980.

3. In the letter 3rd read above, the Government of India, Ministry of Environment & Forests, Integrated Regional Office, Vijayawada, have accorded in-principle (Stage-I) approval under Section-2 of Forest (Conservation) Act, 1980, for the proposal, subject to compliance of certain conditions stipulated therein.

4. In the letter 5th read above, the Principal Chief Conservator of Forests & Head of Forest Force, has furnished the compliance report on the Stage-I conditions and requested to forward the same to the Government of India, Ministry of Environment, Forests & Climate Change, Integrated Regional Office, Vijayawada to accord Stage–II (final) approval for the proposal. Accordingly, State Government forwarded the compliance report to the Government of India, Ministry of Environment, Forests & Climate Change, Integrated Regional Office, Vijayawada and requested to accord Final(Stage-II) approval for the proposal vide letter in the 6th read above.

(Contd.P-2)

5. In the letter 7th read above, the Government of India, Ministry of Environment, Forests & Climate Change, Integrated Regional Office, Vijayawada, have accorded (Stage-II) approval under Section-2 of Forest (Conservation) Act, 1980, for diversion of 0.46 ha. of forest land i.e., 0.35 ha. in Compt. No.390 of Mocherla RF and 0.11 ha. in Compt.No.382 of Kullurupadu RF of Ongole Range, Giddalur Division, Prakasam District for Railway Tripling and Electrification line between Vijayawada-Gudur, in favour of the Project Director, Rail Vikas Nigam Ltd., Vijayawada, subject to certain conditions stipulated therein.

6. After careful examination of the proposal, the Government hereby accord permission to the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, for diversion of 0.46 ha. of forest land i.e., 0.35 ha. in Compt. No.390 of Mocherla RF and 0.11 ha. in Compt.No.382 of Kullurupadu RF of Ongole Range, Giddalur Division, Prakasam District for Railway Tripling and Electrification line between Vijayawada- Gudur, in favour of the Project Director, Rail Vikas Nigam Ltd., Vijayawada, subject to the following conditions:-

1. The legal status of forest land shall remain unchanged;
2. Ten times the trees to be felled in the diverted area shall be planted as compensatory afforestation by the Forest Department in the identified degraded forest area from the amount already been realized from the User Agency. As the details of such degraded forest area (map with DGPS co-ordinates, CA scheme etc) claimed to be identified for CA purpose not been furnished along with the compliance report, hence **State Forest Department shall furnish the same within a month from the date of issuing of this order;**
3. Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency;
4. The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the User Agency or the project life, whichever is less;
5. No labour camp shall be established on the forest land;
6. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel;
7. Speed regulating signage will be erected along the railway line at regular intervals in the Protected Areas/ Forest Areas;
8. **The User Agency shall not carry out any no work in violation of FCA, 1980 in future;**
9. The layout plan of the proposal shall not be changed without prior approval of the Central Government;
10. No damage to the flora and fauna of the adjoining area shall be caused.

(Contd.P-3)

11. The User Agency shall ensure that any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department;

12. The forest land proposed to be diverted shall under no circumstances be transferred or sublet to any other agencies, department or person without prior approval of Govt. of India;

13. The total forest area utilized for the project shall not exceed **0.46 ha** and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal;

14. Any other condition that the Regional Officer, Integrated Regional Office, Vijayawada may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area shall be complied by the User Agency;

15. The User Agency shall comply all the provisions of the all Acts, Rules, Regulations, guidelines, Hon'ble Court Order(s) and NGT Order(s) pertaining to this project, if any for the time being in force, as applicable to the project;

16. In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the provisions under rules / guidelines issued under FCA, 1980.

17. The User Agency shall submit the annual self compliance report in respect of the above stated conditions to the State Forest Department and Integrated Regional Office, Vijayawada by the end of March every year.

7. The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)
NEERABH KUMAR PRASAD
SPCIAL CHIEF SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests & Head of Forest Force,
Andhra Pradesh, Guntur.

Copy to:

The Additional Principal Chief Conservator of Forests (Central)
Government of India, Ministry of Environment & Forests,
Regional Office, 1st and 2nd Floors,
Handloom Export promotion Council Building
34, Cathedral Garden Road, Nungambakkam, Chennai – 600034.

The Inspector General of Forests (Central)
Government of India,
Ministry of Environment, Forests & Climate Change
Integrated Regional Office, Vijayawada,
Green House Complex, Gopal Reddy Road,
Vijayawada-520010.

The Project Director,
Rail Vikas Nigam Ltd., Satyanarayanapuram, Railway Colony,
New Railway Hospital, Vijayawada-520011
SF/SC (Computer No.1209387).

//FORWARDED:: BY ORDER //

SECTION OFFICER